THE HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

TAKEN UP WRIT PETITION NO.23137 OF 2007

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Date: 19.11.2007

Between:

T. Kishan … Petitioner

And

The Station House Officer,
Saroornagar Police Station,
Ranga Reddy District and another. … Respondents.

ORAL ORDER: **(per A. Gopal Reddy, J)**

Telegram dated 29.10.2007 sent by the petitioner, father of the alleged detenu to the Hon'ble the Chief Justice of this Court complaining that his son Tandra Bhaskar has been illegally detained by the Saroornagar Police and not produced before the II Metropolitan Magistrate, Cyberabad and apprehends danger to his son, was taken as a writ of habeas corpus.

The Inspector of Police, Saroornagar Police Station, Cyberabad filed a counter stating that on the complaint given by one Putnam Ramu on 26.10.2007 alleging that while he was sleeping in his house, some unknown persons entered into his house by opening back side door and by the time he woke up they fled away with one sony ericson and nokia cell phones with net cash, a case in

Cr.No.1232 of 2007 was registered for the offence punishable under Section 380 IPC of Saroornagar Police Station. It is further stated that during the course of investigation, the alleged detenu who is arrayed as A.2 in the above crime was arrested on 30.10.2007 and on the same day he was produced before the XI Metropolitan Magistrate, Cyberabad at L.B. Nagar and on such production, the learned Magistrate remanded him to judicial custody and subsequently he was enlarged on bail by order dated 1.11.2007.

In view of the fact that the alleged detenu was arrested by the police in connection with a crime and was remanded to judicial custody by a lawful order passed by the jurisdictional Magistrate, we see no truth in the allegations made in the telegram sent by the petitioner that the police have illegally detained his son. Further, the alleged detenu was already released on bail on 1.11.2007. Hence, there is no merit in the writ petition, which is accordingly dismissed.

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A. GOPAL REDDY, J

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19th November, 2007 **NOOTY RAMAMOHANA RAO, J**

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